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3 UNITED STATES DISTRICT COURT
4 NORTHERN DISTRICT OF CALIFORNIA
5 SAN JOSE DIVISION
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7 MAKENZIE B PAULY, ET AL.,

8 Plaintiffs,

9 v.

10 STANFORD HEALTH CARE,

11 Defendant.

Case No. [18-cv-05387-BLF](#)

**ORDER DENYING ADMINISTRATIVE
MOTION FOR LEAVE TO FILE
MEMORANDUM OF POINTS AND
AUTHORITIES RE NONPATIENT
STANDING**

[Re: ECF 2]

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13 On August 31, 2018, Plaintiff Faiza Pauly filed an administrative motion requesting leave
14 to file a memorandum of points and authorities in support of her Complaint regarding whether she
15 has standing in this case. ECF 2. In the memorandum, Plaintiff also requests that the Court
16 reverse an order granting a motion to dismiss in a previous action involving the same parties. *See*
17 *Pauly v. Stanford Health Care*, No. 10-CV-5582-JF (PSG) (N.D. Cal.), ECF 33. The record in the
18 previous case shows that Plaintiff filed a Rule 60(b) motion which was denied. *See id.*, ECF 94.

19 This Court has no power to overturn a ruling in a separate law suit involving a prior
20 decision. Moreover, Plaintiff's memorandum is merely an anticipatory opposition to a motion to
21 dismiss by Defendant. Defendant has now filed a motion to dismiss in this case, arguing in part
22 that Plaintiff does not have standing. ECF 8. Plaintiff's opposition is due October 11, 2018. *See*
23 *id.* To the extent Plaintiff would like the Court to consider the arguments set forth in her
24 memorandum filed in support of her motion for Administrative Relief, ECF 2, she must include
25 them in her opposition to Defendant's pending motion to dismiss.
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IT IS SO ORDERED.

Dated: October 1, 2018

A handwritten signature in black ink, reading "Beth Labson Freeman". The signature is written in a cursive, flowing style. Below the signature is a horizontal line.

BETH LABSON FREEMAN
United States District Judge